



# RULE-MAKING ORDER

**CR-103P (May 2009)**  
(Implements RCW 34.05.360)

**Agency:** Department of Personnel

**Permanent Rule Only**

**Effective date of rule:**

**Permanent Rules**

☐ 31 days after filing.

☒ Other (specify) September 16, 2009 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

☐ Yes

☒ No

If Yes, explain:

**Purpose:** ESSSB 5688 passed during the 2009 legislative session. This bill states that agencies shall amend their rules to grant or impose all privileges, immunities, rights, benefits, or responsibilities granted or imposed by statute to an individual because they are a spouse in a marital relationship are to be granted or imposed on equivalent terms to an individual because that individual is in a state registered domestic partnership.

**Citation of existing rules affected by this order:**

Repealed:

Amended: 357-31-330, 357-31-373, 357-31-525, 357-31-395, 357-31-567, 357-46-060, 357-58-475, 357-31-535, 357-31-520, 357-31-230

Suspended:

**Statutory authority for adoption:** Chapter 41.06 RCW

**Other authority :**

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 09-14-129 on July 1, 2009 (date).

Describe any changes other than editing from proposed to adopted version:

WAC 357-31-525 added language to include subsequent regulations for FMLA eligibility. WAC 357-31-520 and WAC 357-31-535 changed language to clarify FMLA for a registered domestic partner is not counted towards the 12 week FMLA entitlement.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:

phone ( ) \_\_\_\_\_

Address:

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

**Date adopted:** August 13, 2009

**NAME (TYPE OR PRINT)**

Eva N. Santos

**SIGNATURE**

**TITLE**

Director, Department of Personnel

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE:** August 13, 2009

**TIME:** 9:50 AM

**WSR 09-17-056**

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	_____	Amended	<u>10</u>	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

**The number of sections adopted in the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	<u>10</u>	Repealed	_____